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**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

IN RE HORIZON HEALTHCARE
SERVICES INC. DATA BREACH
LITIGATION

:
: Civil Action No. 13-7418 (CCC)
:
:
:
:

ORDER

WHEREAS this matter comes before the Court on the motion of Defendant Horizon Healthcare Services, Inc. d/b/a Horizon Blue Cross Blue Shield of New Jersey (“Defendant”) to dismiss the consolidated class action complaint of Plaintiffs Courtney Diana, Karen Pekelney, Mark Meisel, and Mitchell Rindner (collectively, “Plaintiffs”) [ECF No. 40]. Pursuant to Fed. R. Civ. P. 78, no oral argument was heard.

WHEREAS the Court entered an Order dated March 31, 2015 [ECF No. 48] with regard to Defendant’s motion [ECF No. 40], which shall be superseded by this Order. Defendant has consented to the form of this Order and its replacement of the March 31, 2015 Order [ECF No. 48].

For the reasons set forth in the Opinion [ECF No. 47], it is on this 7 day
of May 2015,

ORDERED that Defendant's motion to dismiss pursuant to Fed. R. Civ. P.
12(b)(1) and 12(b)(6) [ECF No. 40] is **GRANTED**; and it is further

ORDERED that the consolidated class action complaint is **DISMISSED**
with prejudice; and it is further

ORDERED that this Order shall constitute the entry of a final judgment;
and it is further

ORDERED that the Clerk of the Court shall close this matter.



HON. CLAIRE C. CECCHI, U.S.D.J.